

46058



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/788,475 Confirmation No. 9023  
Applicant : Barry H. Ginsberg  
Filed : March 1, 2004  
Title : SYSTEM FOR DETERMINING INSULIN DOSE USING  
: CARBOHYDRATE TO INSULIN RATIO AND INSULIN  
: SENSITIVITY FACTOR  
TC/A.U. : 3735  
Examiner : Mallari, Patricia C.  
Docket No. : 46058  
Customer No. : 01609

**SUBMISSION OF SUBSTITUTE DECLARATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The Applicant submits herewith a Substitute Declaration in connection with the above-identified application.

Although no fees or charges are believed due, the Commissioner is hereby authorized to charge any fees which may become due in connection with this communication or credit any overpayment to Deposit Account No. 18-2220.

Respectfully submitted,

*Stacey J. Longanecker*  
Stacey J. Longanecker  
Attorney of Applicant  
Reg. No. 33,952

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Dated: September 27, 2007

46058  
(P-4256)



## DECLARATION FOR PATENT APPLICATION SOLE INVENTOR

As the named inventor, I hereby declare:

My residence, post office address and citizenship are as stated next to my name below:

I believe that I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled SYSTEM FOR DETERMINING INSULIN DOSE USING CARBOHYDRATE TO INSULIN RATIO AND INSULIN SENSITIVITY FACTOR.

The specification of which

is attached hereto.

was filed on March 1, 2004 and assigned Serial No. 10/788,475.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known by me to be material to patentability the examination of this application in accordance with Title 37, Code of Federal Regulation, § 1.56.

### Prior Foreign Applications

I hereby claim priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below. I have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is based.

Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Under 35 U.S.C. § 119
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>

### Prior United States Application(s)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional applications(s) listed below:

Application Serial Number	Date of Filing (day, month, year)

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I hereby claim the benefit under Title 35 United States Code, § 120 of any United States patent application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulation, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

Application Serial Number	Date of Filing (day, month, year)	Status - Patented, Pending, Abandoned

**Power of Attorney**

And I hereby appoint all of the attorneys associated with U.S. Patent and Trademark Office Customer No. 47058 of the firm ROYLANCE, ABRAMS, BERDO & GOODMAN, L.L.P., and of BECTON, DICKINSON and COMPANY, a corporation of the State of New Jersey, as my attorneys or agents with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith, as well as before any office or agency of a foreign country or any international organization in connection with any foreign counterpart application claiming priority to this application, including the power to appoint agents and local representatives in connection with such foreign applications.

Please address all correspondence to:

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Becton, Dickinson and Company  
1 Becton Drive  
Franklin Lakes, New Jersey 07417-1880.

I hereby declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature \_\_\_\_\_ Date 9/27/07

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